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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

PUBLIC UTILITY DISTRICT NO. 2 OF  
GRANT COUNTY, WASHINGTON,

Plaintiff,

vs.

PACIFIC GAS AND ELECTRIC COMPANY,

Defendant.

Case No.: C 07-03243 JSW

Chapter 11 Case

Bankr. Case No. 01-30923 DM

**REQUEST FOR JUDICIAL NOTICE  
IN SUPPORT OF DEFENDANT  
PACIFIC GAS AND ELECTRIC  
COMPANY'S OPPOSITION TO  
PLAINTIFF'S MOTION FOR (I)  
WITHDRAWAL OF REFERENCE OF  
PROOF OF CLAIM AND (II)  
TRANSFER OF VENUE THEREOF**

Date: October 12, 2007

Time: 9:00 a.m.

Courtroom: 2, 17th Floor

Judge: Hon. Jeffrey S. White

1 In accordance with Federal Rule of Evidence 201, Defendant Pacific Gas and Electric  
2 Company respectfully request that this Court take judicial notice of each of the following exhibits  
3 accompanying this Request for Judicial Notice:

4 1. Motion to Intervene Out of Time of Public Utility District No. 2 of Grant County,  
5 Washington, *San Diego Gas & Elec. Co.*, FERC No. EL00-95-004, *et al.* (Aug. 10, 2001), a true and  
6 correct copy of which is attached hereto as Exhibit 1.

7 2. Excerpts of the FERC Electric Tariff First Replacement Volume No. 1 of California  
8 Independent System Operator Corporation filed with the Federal Energy Regulatory Commission,  
9 effective October 13, 2000, a true and correct of which is attached hereto as Exhibit 2.

10 3. Excerpts of the California Power Exchange Corporation FERC Electric Service  
11 Tariff No. 2 filed with the Federal Energy Regulatory Commission, effective June 7, 2000, a true  
12 and correct excerpt of which is attached hereto as Exhibit 3.

13 4. Order Confirming Plan of Reorganization Under Chapter 11 of the Bankruptcy Code  
14 for Pacific Gas and Electric Company Proposed by the Pacific Gas and Electric Company, PG&E  
15 Corporation and the Official Committee of Unsecured Creditors Dated July 31, 2003, As Modified,  
16 *In re Pacific Gas and Electric Company*, Case No. 01-30923 DM (filed Dec. 22, 2003), a true and  
17 correct copy of which is attached hereto as Exhibit 4.

18 5. Notice of (1) Occurrence of Effective Date of Confirmed Plan of Reorganization  
19 Under Chapter 11 of the Bankruptcy Code for Pacific Gas and Electric Company Dated July 31,  
20 2003, As Modified; and (2) Related Deadlines, *In re Pacific Gas and Electric Company*, Case No.  
21 01-30923 DM (filed Apr. 13, 2004), a true and correct copy of which is attached hereto as Exhibit  
22 5.

23 6. Excerpts of the transcript of a hearing before Judge Dennis Montalli on March 5,  
24 2004, *In re Pacific Gas and Electric Company*, Case No. 01-30923 DM, a true and correct copy of  
25 which is attached hereto as Exhibit 6.

26 7. PG&E's 11th Post-Confirmation Report for the Quarter Ending: 3/31/2007, *In re*  
27 *Pacific Gas and Electric Company*, Case No. 01-30923 DM (dated May 15, 2007), a true and  
28 correct copy of which is attached hereto as Exhibit 7.

1 Federal Rule of Evidence 201 allows a court to take judicial notice of facts that are “not  
 2 subject to reasonable dispute in that [they are] either (1) generally known within the territorial  
 3 jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources  
 4 whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201(b). Pursuant to Rule 201, the  
 5 court may take judicial notice of public or quasi-public records, including prior court proceedings,  
 6 administrative orders and decisions, city ordinances, and documents filed with administrative  
 7 agencies. *See Transmission Agency of N. Cal. v. Sierra Pac. Power Co.*, 295 F.3d 918, 924 n.3 (9th  
 8 Cir. 2002) (taking judicial notice of order of Federal Energy Regulatory Commission (“FERC”));  
 9 *Papai v. Harbor Tug & Barge Co.*, 67 F.3d 203, 207, n.5 (9th Cir. 1995), *rev’d on other grounds*,  
 10 520 U.S. 548 (1997) (“Judicial notice is properly taken of orders and decisions made by other  
 11 courts or administrative agencies.”); *U.S. ex rel. Robinson Rancheria Citizens Council v. Borneo*,  
 12 *Inc.*, 971 F.2d 244, 248 (9th Cir. 1992) (taking judicial notice of proceedings in other courts);  
 13 *Burbank-Glendale-Pasadena Airport Auth. v. City of Burbank*, 136 F.3d 1360, 1364 (9th Cir. 1998)  
 14 (granting request for judicial notice of pleadings in related action).

15  
 16 DATED: August 24, 2007

Respectfully submitted,

17 HOWARD RICE NEMEROVSKI CANADY FALK &  
 18 RABKIN  
 A Professional Corporation

19 HELLER EHRMAN LLP

20  
 21 By /s/ Marie Fiala  
 22 Marie Fiala

23 Attorneys for Defendant  
 24 PACIFIC GAS & ELECTRIC CO.